IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY FIFTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

and
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 10551 of 2004

Between:

M. Srinivas S/o. M. Narasimha
H.No. 6-3-589/35/5, Khairtabad, Hyd.

..... PETITIONER

AND

The Secretary, R.T.A., Central Zone, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Certiorari, to call for the records pertaining to the impugned notice dt. 1.1.2004 vide C.No. C21/517291/B3/2004 issued by the respondent herein and quash the same as illegal, arbitrary and contrary to the orders passed in W.P.No. 26853/2003 dt. 24.12.2003 and consequently set aside the same and to grant such other relief or reliefs as this Hon'ble Court deems fit and proper in the circumstances of the case.

Counsel for the Petitioner:MR.B.CHANDRA SHEKHAR.

Counsel for the Respondent : GP FOR TRANSPORT

The Court at the stage of admission, made the following :

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ORDER : (Per Sri Bilal Nazki, J).

In the additional affidavit, the petitioner contends that he is prepared to pay the remaining amount of the tax, by which he concedes that he has not paid the tax. He has himself stated that the order of penalty is an appealable order. In these circumstances, the Writ Petition is not maintainable, which is accordingly dismissed. No costs.

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(BILAL NAZKI, J)

25th August, 2004.

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(S.ANANDA REDDY, J)

ajr.

To

1 The Secretary, R.T.A., Central Zone, Hyderabad.

2 Two C.Cs. to the GP for Transport, High Court buildings, Hyderabad (O.U.T)

3 Two C.D. copies.